

Attorney Docket No. 130098-1001

Patent

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: David Peter Wharton and Ben Huber

U.S. App. Ser. No.: 10/535110 ✓

Filing Date: May 16, 2005

Int'l App. No.: PCT/AU03/01526

Int'l Filing Date: November 14, 2003

Priority Date: November 15, 2002

Customer No.: 37058

Examiner: Not Assigned

Group No.: Not Assigned

Confirmation No.: 9289

Invention: Valve Assembly

Mail Stop \_\_\_\_\_  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

CERTIFICATE OF MAILING  
Express Mail No. EV 465741489 US  
Date of Deposit: December 27, 2005

This paper and fee are being deposited with the U.S. Postal Service and sent via "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: MS \_\_\_\_\_, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Typed name: Marisa Sweeney

**Response To Notification of Missing Requirements Under 35 U.S.C.  
371 in the United States Designated/Elected Office (DO/EO/US)**

Dear Sir:

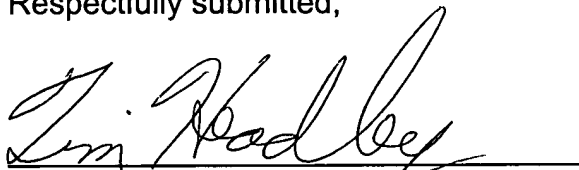
Applicant submits this Response to Notice to File Missing Parts, mailed November 15, 2005. Applicants have enclosed:

1. Declaration and Power of Attorney for Utility or Design Patent Application Using an Application Data Sheet (37 CFR 1.76);
2. *Revised* Application Data Sheet (revising inventors' addresses);
3. *Copy* of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US);
4. Check in the amount of \$355.00 (additional claims fee); and
5. Acknowledgment postcard.

Please charge any additional fees, or credit any overpayment, to Deposit Account No. 07-0153 of Gardere Wynne Sewell LLP.

Respectfully submitted,

Date: 12-26-05

  
Tim Headley  
USPTO Customer No. 37058

01/04/2006 MKAYPAGH 00000045 10535110

01 FC:2616	180.00 DP
02 FC:2615	175.00 DP



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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Fisher R. Dillard

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/535,110		130098-1001

Tim Headley  
Gardere Wynne Sewell  
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Suite 3400  
Houston, TX 77002

INTERNATIONAL APPLICATION NO.	
PCT/AU03/01526	
I.A. FILING DATE	PRIORITY DATE
11/14/2003	11/15/2002

CONFIRMATION NO. 3572  
371 FORMALITIES LETTER



\*OC000000017454546\*

Date Mailed: 11/15/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/16/2005
- Copy of the International Search Report filed on 05/16/2005
- Copy of IPE Report filed on 05/16/2005
- Small Entity Statement filed on 05/16/2005
- Request for Immediate Examination filed on 05/16/2005
- U.S. Basic National Fees filed on 05/16/2005
- Priority Documents filed on 05/16/2005

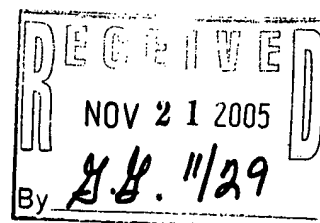
The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$355** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$355** for a Small Entity:



- Total additional claim fee(s) for this application is \$ 355

- \$175 for 50 total claims over 20.
- \$180 for multiple dependent claim surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/535,110	PCT/AU03/01526	130098-1001

FORM PCT/DO/EO/905 (371 Formalities Notice)